



REPLY UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
TC/A.U. 1634

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/628,554
Applicant : David COMINGS, *et al.*
Filed : July 29, 2003
TC/A.U. : 1634
Examiner : Stephen Thomas Kapushoc

Docket No. : 1954-390
Customer No. : 06449
Confirmation No. : 3705

COMMUNICATION UNDER 37 C.F.R. §1.116

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

April 11, 2007

Dear Sir:

This Communication is being submitted in response to the Final Office Action mailed October 11, 2006 in connection with the above-identified application. A response to the Office Action was originally due January 11, 2007. Authorization for payment of the fee for a three month extension of time accompanies this paper, thereby extending the due date for reply to April 11, 2007. Accordingly, this paper is being timely filed.

A Listing of the Claims begins on page 2 of this paper.

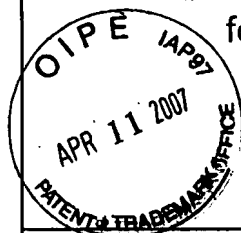
Remarks begin on page 3 of this paper.

04/12/2007 SZEWDIE1 00000024 022135 10628554
02 FC:2253 510.00 DA

FEE TRANSMITTAL

for FY 2005

(Small Entity)

☒ Applicant claims small entity status

Total Amount of Payment (\$760.00)

Complete if Known

Application Number 10/628,554

Filing Date July 29, 2003

First Named Inventor David COMINGS

Examiner Name Stephen Thomas Kapushoc

Group Art Unit 1634

Attorney Docket Number 1954-390

Confirmation Number 3705

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge the fees indicated below or credit overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck

☒ Charge any additional fee required under 37 CFR 1.16 and 1.17 to Deposit Account No. 02-2135.

2. ☐ Payment by check enclosed

FEE CALCULATION**1. FILING, SEARCH AND EXAMINATION FEES**

Code	Fee	Fee Description	Fee Paid
1001	150	Utility Filing Fee	[]
	395	filed before Dec. 8, 2004	[]
1111	250	Utility Search Fee	[]
1311	100	Utility Examination Fee	[]
1002	100	Design Filing Fee	[]
	175	filed before Dec. 8, 2004	[]
1112	50	Design Search Fee	[]
1312	65	Design Examination Fee	[]
1003	100	Plant Filing Fee	[]
	275	filed before Dec. 8, 2004	[]
1113	150	Plant Search Fee	[]
1313	80	Plant Examination Fee	[]
1004	150	Reissue Filing Fee	[]
	395	filed before Dec. 8, 2004	[]
1114	250	Reissue Search Filing Fee	[]
1314	300	Reissue Examination Fee	[]
1005	100	Provisional Filing Fee	[]

SUBTOTAL \$**2. CLAIMS**

	Extra Claims	Fee	Fee Paid
Total Claims [] - 20* = [] x		\$25 = []	
Independent Claims [] - 3* = [] x		100 = []	
Multiple Dependent Claims +		180 = []	

*or number previously paid, if greater

SUBTOTAL \$**3. APPLICATION SIZE FEE**

Total Sheets [] - 100 = []/50 = []** x \$125 =

** Number of each additional 50 or fraction thereof

SUBTOTAL \$**FEE CALCULATION (continued)****4. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	65	Surcharge - late filing fee or oath	[]
1052	50	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1805	1,840	Requesting publication of SIR after Examiner action (reduced by basic filing fee paid)	[]
1251	60	Extension for reply within first month	[]
1252	225	Extension for reply within second month	[]
1253	510	Extension for reply within third month	[510]
1254	795	Extension for reply within fourth month	[]
1255	1,080	Extension for reply within fifth month	[]
1401	250	Notice of Appeal	[250]
1402	250	Filing a brief in support of an appeal	[]
1403	500	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
1452	250	Petition to revive -unavoidable	[]
1453	750	Petition to revive - unintentional	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
1809	395	Filing a submission after final rejection (37 CFR 1.129(a))	[]
1810	395	For each additional invention to be examined (37 CFR 1.129(b))	[]
1801	395	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
1814	65	Statutory Disclaimer	[]
		Other fee (specify)	[]

SUBTOTAL \$ 760.00

SUBMITTED BY		Complete (if applicable)			
NAME AND REG. NUMBER		Patrick T. Skacel, Reg. No. 47,948			
SIGNATURE		DATE	April 11, 2007	DEPOSIT ACCOUNT USER ID	022135